XI-HC-1

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक Review Pet. No. 206 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

PETITIONER: Muchhan S/o Amzad Ali, aged about 52 years, Clerk Grade-II Bijuri Colliery, R/o Bijuri Colliery, Hasdeo area, Distt. Shahdol (M.P.)

- Versus -

RESPONDENTS

1. Managing Director, The South Eastern Coal fields Limited, Head Office, Seepat Road, Bilaspur (C.G.)
2. Chief General Manager (Adni South Eastern Coal Fields Limited, Seepat Road, Bilaspur (C.G.)
3. Chief General Manager, Hasdeo Area, Bijuri Colliery, Distt. Shahdol (M.P.)
4. Dy. General Manager The South Eastern Coal Fields Limited Bijuri Up Kshetra Bijuri, Distt. Shahdol (M.P.)

(Review Petition)

Single Bench: Hon'ble Mr. Justice L.C. Bhadoo

2-11-2007

Mr. N.K. Chatterji, counsel for the petitioner.

Mr. P.S. Koshy, Counsel for respondents.

Heard.

By this petition, the petitioner has prayed for review of the order dated 29.6.2006 passed by this Court, whereby while disposing of the writ petition No. 6356/2005 filed by the petitioner this Court passed the order

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश — 2 —	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

that the respondents to refer the case of the petitioner to Age Determination Committee to determine the age of petitioner.

For seeking review of order or judgment, the party aggrieved is required to show that on the ground of discovery of new and important matter or evidence which, after the exercise of due diligence was not within his knowledge or could not be produced by him at the time when the decree was passed or order made, or on account of some mistake or error apparent on the face of the record, or for any other sufficient reason, he desires to obtain a review of the decree passed or order made against him.

In the present case, the ground on which the petitioner has filed this review petition is that, while passing the order impugned, the Court did not consider the documents filed by the petitioner i.e. Certificate regarding date of birth and educational certificate- Annexure-P-4 and mark-sheets issued by Bihar Vidyapeeth is Annexures-P-5 & P-6. The application for correction of date of birth has been filed by the petitioner in the Court.

I have perused the order dated 29.6.2006. The documents filed by the respective parties were taken into consideration and after considering all the points raised by the petitioner as also by the respondents, the Court passed the order that in the circumstances, it appears to be appropriate that in order to ascertain correct age of the petitioner, let the Age Determination Committee determine the age of the petitioner and the petitioner's case be referred to the Medical Board for examination in accordance with the requirement of "Medical Jurisprudence" and the Medical Board after medically examining the petitioner in accordance with the requirement of "Medical Jurisprudence", determine the age and same

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -3-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	shall be forwarded to the Age Determination Committee, then the Age Determination Committee after considering the certificates submitted by the petitioner, the age recorded in Form-B and the opinion of the Medical Board shall decide the date of birth of the petitioner, and that shall be final. In view of the above, it is evident that the Court while passing the order had directed that all the certificates produced by the petitioner are to be considered by the Age Determination Committee along with the opinion of the Medical Board. Therefore, it cannot be said that documents as alleged by the petitioner were not considered while passing the order dated 29.6.2006 as such the petitioner has not been able to make out the case for review of the order dated 29.6.2006. In the result, this review petition being devoid of merit is liable to be dismissed and is hereby dismissed. **Sd/-** **L.C. Bhadoo** **Judge**	
Amit		